

**AGENDA
REGULAR MEETING
BOARD OF MAYOR AND BURGESSES
SEPTEMBER 2, 2014**

1. Mayor Robert A. Mezzo will call the regular meeting to order at _____ **p.m.**
2. Pledge of Allegiance to the flag.
3. Motion by Burgess _____ that the Board of Mayor and Burgesses approve the minutes of the regular meeting of **August 5, 2014** and the special meeting of **August 12, 2014**. Each member received copies for review.
4. Motion by Burgess _____ that the Board of Mayor and Burgesses approve the monthly reports of **August**. Each member received copies for review.
5. Motion by Burgess _____ to recess to Executive Session at _____ **p.m.** for discussion on the following: **Contract Negotiations** (EMS), **Real Estate Negotiations** (Parcels A, B and C, Risdon Property and Industrial Park) inviting in _____.

Mayor Mezzo will reconvene the meeting at _____ **p.m.**

6. Discussion/possible action on matters emanating from Executive Session.
7. Motion by Burgess _____ that the Board of Mayor and Burgesses recess to the **Firemen's Pension Plan "C" Board** at _____ **p.m.**

Mayor Mezzo will reconvene the meeting at _____ **p.m.**

8. Public Comment – Open Topic
9. Burgess Comments – Open Topic
10. Motion by Burgess _____ that the Board of Mayor and Burgesses approve the appointment of **Edith C. Sletner**, 192 Quinn Street, Naugatuck, CT 06770 as a member of the **Naugatuck Valley Health District**, filling the unexpired term of M. Sheehy, term to expire June 1, 2016.
11. Motion by Burgess _____ that the Board of Mayor and Burgesses approve the appointment of **David P. Sletner** (D), 192 Quinn Street, Naugatuck, CT 06770 as an alternate member of the **Planning Commission**, filling the expired term of J. Uszakiewicz, term to expire September 1, 2017.
12. Motion by Burgess _____ that the Board of Mayor and Burgesses hereby **repeal Ordinance #49 Chapter 15 – Planning, Article VII – Regional Council of Elected Officials, Sections 15-134 – 15-136** of the Code of Ordinances of the Borough of Naugatuck, Connecticut and **adopt Ordinance #127 to read as follows**, as if read:

Agenda – Board of Mayor and Burgesses
Regular Meeting – September 2, 2014

Ordinance #127

Chapter 15 – Planning, Article VII – Ordinance Regarding Adoption of Connecticut General Statute §§4-124i – 4-124p Pertaining to Creating and Joining the Naugatuck Valley Council of Governments, Sections 15-134 – 15-140.

WHEREAS, the Borough of Naugatuck has heretofore been a designated municipality within the Central Naugatuck Valley Planning Region; and,

WHEREAS, as an eligible member the borough adopted Ordinance #49, entitled, “Regional Council of Elected Officials”, voted and adopted on July 8, 1970 by the Board of Mayor and Burgesses, joining the Council of Governments for the Central Naugatuck Valley (“COGCNV”) as a regional council of elected officials and remains a member at the present time; and,

WHEREAS, the State of Connecticut has determined that a reorganization and redesignation of planning districts shall be completed on or before January 1, 2015; and,

WHEREAS, said reorganization recommended the consolidation of the Central Naugatuck Valley Planning Region (comprised of the following municipalities: Beacon Falls, Bethlehem, Cheshire, Middlebury, Naugatuck, Oxford, Prospect, Southbury, Thomaston, Waterbury, Watertown, Wolcott and Woodbury) and Valley Planning Region (comprised of the following municipalities: Ansonia, Derby, Seymour and Shelton) into a Naugatuck Valley Planning District; and,

WHEREAS, said Naugatuck Valley Planning District additionally includes the City of Bristol and Town of Plymouth; and,

WHEREAS, on or about October 11, 2013 COGCNV and on December 17, 2013 the Valley Council of Governments both approved the voluntary consolidation of the two regions; and,

WHEREAS, on or about December 24, 2013 the Office of Policy and Management approved the requested and redesignated the Central Naugatuck Valley and Valley Planning Regions into the Naugatuck Valley Planning Region; and,

WHEREAS, the Naugatuck Valley Council of Governments (“NVCOG”) operating within the newly established Planning Region will commence operations on January 1, 2015; and,

WHEREAS, the Borough of Naugatuck would like to participate in the creation of NVCOG as the council of governments for the Naugatuck Valley Planning Region by (1) approving an ordinance pursuant to C.G.S. §4-124j adopting C.G.S. §§4-124i-4-124p;

Agenda – Board of Mayor and Burgesses
Regular Meeting – September 2, 2014

(2) filing a certified copy of the adopting ordinance with the Office of Policy and Management of the State of Connecticut (“OPM”); and, (3) upon certification by the Secretary of OPM participating in the operation of the transitional executive committee of NVCOG, which transitional period shall conclude on December 31, 2014 at 11:59:59 PM; and,

WHEREAS, the Borough of Naugatuck (1) shall remain a member of COGCNV as it continues to operate and wind down as a council of elected officials until December 31, 2014 and participates in the negotiation of the terms and conditions pertinent to the operation of NVCOG prior to January 1, 2015; and, (2) recognizes the necessity of the current members of COGCNV to remain in operation as an unincorporated association of municipalities in order to wind down the affairs and assets of COGCNV that are either not assigned to and integrated within the operations of NVCOG and which the municipalities believe need to remain separate and distinct from NVCOG: and,

WHEREAS, the Borough of Naugatuck recognizes that its historic region is the Naugatuck River Valley consisting of the towns of Naugatuck, Beacon Falls, Oxford, Seymour, Ansonia, Derby and Shelton.

NOW THEREFORE BE IT ORDAINED, AS FOLLOWS:

Sec. 15-134. Creation of Naugatuck Valley Council of Governments.

The Borough of Naugatuck hereby joins with such municipalities of the Naugatuck Valley Planning Region, as designated by the Secretary of the Office of Policy and Management of the State of Connecticut, to create a regional council of governments to be known as the Naugatuck Valley Council of Governments by adopting the provisions of C.G.S. §§4-124i – 4-124p.

Sec. 15-135. Transitional Provision. Certification by the Secretary of the Office of Policy and Management. Transitional Executive Committee and Transitional Period.

(a) Upon certification by the secretary of said Office of Policy and Management that at least sixty percent of the municipalities in the planning region have adopted ordinances creating a regional council of government, as required by the Connecticut General Statutes, the Naugatuck Valley Council of Governments shall be established.

(b) Upon such certification, the transitional period shall commence. Said transitional period shall conclude on December 31, 2014 at 11:59:59 PM. During such period the borough shall participate in the Transitional Executive Committee for the purposes set forth in the Connecticut General Statutes.

Agenda – Board of Mayor and Burgesses
Regular Meeting – September 2, 2014

The mayor shall be a member of the Transitional Executive Committee. In the absence of the mayor, the legislative body of the borough shall appoint an elected official to serve as a member. The mayor may send a representative in his or her stead; however, such representative shall not be a member of said executive committee.

(c) This section shall expire at the conclusion of the transitional period and thereafter be void and of no force and effect.

Sec. 15-136. Membership in the Naugatuck Valley Council of Governments.

On and after January 1, 2015, the borough shall be a member of the Naugatuck Valley Council of Governments.

Sec. 15-137. Powers and Duties of the Naugatuck Valley Council of Governments.

The Naugatuck Valley Council of Governments shall have such powers, purposes, rights, duties and responsibilities as shall be set forth in the Connecticut General Statutes.

Sec. 15-138. Representative to the Naugatuck Valley Council of Government.

The mayor shall be the representative of the borough to the council of governments. In the absence of the mayor, the legislative body of the borough shall appoint an elected official to serve as a member. The mayor may send an alternate in his or her stead; however, such alternate shall be entitled to such rights as may be established by the council of governments. The borough shall be entitled to one vote in the affairs of the council of governments.

Sec. 15-139. The Council of Governments of the Central Naugatuck Valley, Successor Association.

The borough shall remain a member of Council of Governments for the Central Naugatuck Valley as it continues to operate and wind down as a council of elected officials until December 31, 2014. The borough shall also participate with the current members of council of elected officials in an unincorporated association of such municipalities in order to wind down the affairs and assets of the Council of Governments of the Central Naugatuck Valley that are either not assigned to and integrated within the operations of Naugatuck Valley Council of Governments.

Sec. 15-140. Repeal of Prior Ordinances.

On or after January 1, 2015 the following ordinance provisions regarding the council of elected officials shall be repealed:

Agenda – Board of Mayor and Burgesses
Regular Meeting – September 2, 2014

- a. Ordinance #49 entitled, “Regional Council of Elected Officials”, Chapter 15, Article VII, Sections 15-134, 15-135, and 15-136, effective 1973, voted and adopted on July 8, 1970.

ROLL CALL VOTE:

13. Motion by Burgess _____ that the Board of Mayor and Burgesses adopt the following resolution regarding an **Appropriation and Bond Authorization of \$12,430,000 for the Incinerator Repair and Facilities Planning Project**, as if read:

RESOLVED, the Board of Mayor and Burgesses hereby adopts and recommends to the Board of Finance and the Board of Mayor and Burgesses sitting jointly and the electors of the Borough of Naugatuck (the “Borough”) that:

(i) the sum of \$12,430,000 be appropriated for the cost of the Incinerator Repair and Facilities Planning Project including, but not limited to, (i) the planning, design and construction of improvements needed to comply with new federal standards as well as general maintenance and repairs to the Incinerator and (ii) the development of a facilities plan for the Incinerator, the Wastewater Treatment Plant, the Sanitary Sewer Collection System and the Sanitary Sewer System Pump Station and (iii) all engineering, consultant and other services and temporary and permanent financing costs, the Board of Finance hereby recommends that to meet said appropriation and in lieu of a tax therefore, that the Borough issue bonds or notes in an amount not to exceed \$12,430,000 or so much thereof as may be necessary after deducting grants or other sources of funds available therefore to finance such appropriation.

(ii) the Mayor and the Treasurer of the Borough be authorized to issue and sell temporary notes of the Borough not to exceed \$12,430,000 in anticipation of the receipt of the proceeds from the sale of such bonds and to determine the amount, date, date of maturity, interest rate, form and other details of such notes or bonds, pursuant to the Charter of the Borough and Chapter 109 of the Connecticut General Statutes, as amended, or any other provision of law thereto enabling, provided that the proceeds from the sale of such notes shall be used for said purpose; and

(iii) the Mayor and the Treasurer of the Borough shall sign the bonds or notes by either manual or facsimile signatures and that the law firm of Pullman & Comley, LLC is designated as bond counsel to approve the legality of the bonds or notes; and

(iv) the Mayor is authorized to designate a bank or trust company to be the certifying bank, registrar, transfer agent and paying agent of the bonds or notes; to sell the bonds or notes at public or private sale; to deliver the bonds or notes; and to perform all other acts which are necessary or appropriate to issue the bonds or notes including entering into a continuing disclosure agreement pursuant to the Securities and Exchange Commission Rule 15(c)(2)(12). The Mayor and the Treasurer of the Borough are further

Agenda – Board of Mayor and Burgesses
Regular Meeting – September 2, 2014

authorized to bind the Borough pursuant to such representations and covenants as they deem necessary or advisable in order to maintain the continued exemption from federal income taxation of interest on the bonds or notes, including covenants to pay rebates of investment earnings to the United States in future years.

BE IT FURTHER RESOLVED, that the Mayor is hereby authorized to submit the resolution as set forth above (the “Resolution”) to an election of the electors of the Borough and the Borough Clerk is hereby directed to provide notice to the Connecticut Secretary of State and the electors of the Borough of such election to be held on November 4, 2014, between the hours of 6:00 a.m. and 8:00 p.m. for a yes or no vote under the following heading:

Shall the Borough of Naugatuck appropriate \$12,430,000 for the cost of the Incinerator Repair and Facilities Planning Project, including, but not limited to, (i) the planning, design and construction of improvements needed to comply with new federal standards as well as general maintenance and repairs to the Incinerator, (ii) the development of a facilities plan for the Incinerator, Wastewater and Sanitary Sewer Systems and (iii) and all engineering, consultant and related costs and authorize the issuance of bonds and notes in the amount of \$12,430,000 or so much as may be necessary after receiving grants or other funds available therefor to finance such appropriation?

BE IT FURTHER RESOLVED, that the Borough reasonably expects to incur expenditures (the “Expenditures”) in connection with the capital project for which a general functional description is provided above. The Borough reasonably expects to reimburse itself for the cost of the Expenditures with the proceeds of general obligation bonds and notes of the Borough described above. The maximum principal amount of such debt (both bonds and notes) is not expected to exceed \$12,430,000. This declaration of official intent is a declaration of official intent made pursuant to Treasury Regulation Section 1.150-2.

BE IT FURTHER RESOLVED, that should the electors of the Borough approve the Resolution, the Mayor and the Treasurer and other proper officers and employees of the Borough are authorized to take all other action which is necessary or desirable to contract and complete the Project and to issue bonds, notes or other obligations to defray the aforesaid appropriation. Should the bonds or notes be issued as obligations on which the interest earned is includable in the gross income of the owners thereof, it is hereby determined that the bonds and notes and the project for which they are issued is in the public interest.

Agenda – Board of Mayor and Burgesses
Regular Meeting – September 2, 2014

BE IT FURTHER RESOLVED, that the preparation, printing and distribution of a concise explanatory text and/or the dissemination of other neutral printed material in accordance with Section 9-369b of the Connecticut General Statutes is hereby authorized.

BE IT FURTHER RESOLVED, that the Resolution regarding the Appropriation and Bond Authorization of \$6,000,000 for the Incinerator Repair Project previously approved by this Board of Mayor and Burgesses is hereby rescinded.

ROLL CALL VOTE:

14. Motion by Burgess _____ that the Board of Mayor and Burgesses approve the following vendor and authorize Mayor Robert Mezzo to execute all contracts and related documents for the **“GPS Vehicle Tracking System – Public Works Department”** to Vehicle Tracking Solutions LLC, 10 E. 5th Street, Deer Park, NY 11729 based on the **Request for Proposals** as recommended by Public Works Director James Stewart and subject to borough attorney review.
15. Motion by Burgess _____ that the Board of Mayor and Burgesses authorize Mayor Robert Mezzo to execute all contracts and related documents with **Naugatuck Environmental Technologies LLC** for the **Incineration Facilities Lease Agreement** Contract Administration Memorandum No. IF 2014-1 dated July 1, 2014 subject to approval by the Water Pollution Control Authority.
16. Motion by Burgess _____ that the Board of Mayor and Burgesses authorize Mayor Robert Mezzo to execute all contracts and related documents with **Veolia Water North America** for the **Wastewater Treatment System – Capital Improvements and Asset Management** Contract Administration Memorandum No. SC 2014-1 dated July 1, 2014 subject to approval by the Water Pollution Control Authority.
17. Motion by Burgess _____ that the Board of Mayor and Burgesses approve the **Revised (LOCIP) Local Capital Improvement Program/Pavement Management Program dated September 2, 2014 for fiscal year period 2014-2015 through 2018-2019** as recommended by Public Works Director James Stewart.
18. Motion by Burgess _____ that the Board of Mayor and Burgesses refer the proposed **Transfer of a Portion of Borough Property to the Owner of 132 School Street Extension to Rectify the Existing Septic System Encroachment on Borough Property** to the Planning Commission for a report pursuant to Section 8-24 of the General Statutes as recommended by Borough Engineer Wayne Zirolli and subject to borough attorney approval.
19. Motion by Burgess _____ that the Board of Mayor and Burgesses adopt the following resolution:

Agenda – Board of Mayor and Burgesses
Regular Meeting – September 2, 2014

RESOLVED: that the Mayor, Robert Mezzo, is empowered to enter into and amend contractual instruments in the name and on behalf of this Contractor with the Department of Social Services of the State of Connecticut for a **Social Services Block Grant Program**, and to affix the corporate seal;

RESOLVED: that the Borough of Naugatuck hereby adopts as its policy to support the nondiscrimination agreement and warranties required under Connecticut General Statutes 4a-60(a)(1) and 4a-60a(a)(1), as amended.

ROLL CALL VOTE:

20. Motion by Burgess _____ that the Board of Mayor and Burgesses authorize Mayor Robert Mezzo to sign all documents regarding the annual **Equitable Sharing Agreement and Certification** as recommended by Police Chief Christopher Edson.
21. Discussion/possible action regarding memorandum of understanding between the **Borough of Naugatuck and the Naugatuck Historical Society**.
22. Motion by Burgess _____ that the Board of Mayor and Burgesses hereby proclaim **September 21, 2014 to be Fatherhood Awareness Day** in the Borough of Naugatuck with the following proclamation, as if read:

WHEREAS, the active involvement and daily presence of fathers in the lives of their children makes an immeasurable and positive impact on the wellbeing of children, families, and communities in Connecticut; and

WHEREAS, in order to promote positive outcomes for children and families in Connecticut, the Department of Children and Families has created a Fatherhood Initiative to increase the involvement of fathers and their relatives in the child welfare process; and

WHEREAS, each department region has established a Fatherhood Engagement Leadership Team (F.E.L.T.) to create positive relationships and connections between fathers and organizations in their communities; and

WHEREAS, the Department's Region 5 FELT Team has organized the "2nd Annual Dads Matter Too! Awareness Day" as a community event, featuring a 5K road race, one mile walk, and a Fun Run for children to be held on September 21, 2014 in the City of Waterbury; now

THEREFORE, as Mayor of the Borough of Naugatuck, I do hereby officially proclaim September 21, 2014 to be **Fatherhood Awareness Day** in the Borough of Naugatuck.

Agenda – Board of Mayor and Burgesses
Regular Meeting – September 2, 2014

23. Motion by Burgess _____ that the Board of Mayor and Burgesses authorize Controller Robert W. Butler, Jr. or his designee to refund the following tax refunds approved by Tax Collector James Goggin; as if read:

Corelogic Real Estate Tax Service **\$2,970.67**

P.O. Box 961250

Fort Worth TX, 76161-9858

2012-03-55519 Overpaid Real Ryan Burns 38 4A Ann Street

2012-03-57353 Overpaid Real 16 Brook Street

Corelogic Real Estate Tax Service Refund **\$4,744.99**

P.O. Box 961250

Fort Worth, TX 76161-9858

2012-03 Overpaid Real on Reilly, Sean F. and Paula M. 268 North Hoadley Street

First American Escrow Nationstar MTG LLC **\$22.06**

P.O. Box 961229

Fort Worth, TX 76161-9809

2012-03-52361 Overpaid Real on Scott, Fred Jr and Helen 241 Rubber Avenue

Hadzega, Alan and Donna **\$550.37**

41 Pearl Road

Naugatuck, CT 06770

2012-3-59134 c/c 803 Prorated Fire & Demo of home

Kropo, Nancy and Silvester **\$13.49**

60 May Street

Naugatuck, CT 06770

2013-3-45394 Overpaid Real

Lutkus, William or Barbara **\$18.93**

140 Circuit Avenue

Watertown, CT 06795

2013-03-45964 Overpaid Real

Miranda, Linda **\$2,924.99**

137 Fairlawn Avenue

Waterbury, CT 06705

2010-1-16197 c/c 828 Wtby. Resident

2010-1-16196 c/c 824 Wtby. Resident

2011-2-3119 c/c 823 Wtby. Resident

2012-1-15828 c/c 820 Wtby. resident

2011-1-15914 c/c 830 Wtby. resident

2011-2-3120 c/c 822 Wtby. resident

2012-1-15827 c/c 821 Wtby. resident

Sanford, Joshua J. **\$167.60**

275 North Hoadley Street

Naugatuck, CT 06770

2012-01-21058 c/c 2021 Active Duty 12 GL

Agenda – Board of Mayor and Burgesses
Regular Meeting – September 2, 2014

Taranovich, David **\$81.54**
110 John Street
Naugatuck, CT 06770
2012-01-23477 c/c 811 Plate Return 06/13

Teska, William **\$14.00**
10611 Lane 1960 Road #50
Huffmann, TX 77336
2004-02-5461 Overpaid MV

Wells Fargo Real Tax Service LLC **\$826.42**
Attention Financial Support Unit
1 Home Campus Mac X 2302-04D
Des Moines, IA 50328-0001

White, Courtney **\$580.21**
124 Washington Street Apt 10
Norwich, CT 06360
2000-01-23258 c/c 825 Sold Prior to 2000GL
2001-01-24424 c/c 826 Sold Prior to 2000GL

24. Public Comment – Agenda Items
25. Burgess Comments/Sub-Committee Reports
26. Motion by Burgess _____ to adjourn the meeting at _____ **p.m.**